Atty. Docket No. KIK01 P-319 CERTIFICATE OF MAILING I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to Box Non-Fee Amendment, Assistant Commissioner for Patents, Washington D.C. 20231, on the date indicated below.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner

Date

May 15, 2002

: Anish Gupta

Art Unit

: 1653 / : Kimihiro Yamaşkıta

Applicant Appln. No.

: 09/533,150

Filing Date

: March 23, 2000

For

Confirm. No.: 1126

: METHOD FOR CONTROLLING ORGANISMS AND MATERIAL CENTER 1800 2000

PROTEINS AND MATERIAL THEREFOR, CEMENT MATERIAL

COPY OF PAPERS

**ORIGINALLY FILED** 

AND BIOMATERIAL

**BOX NON-FEE AMENDMENT Assistant Commissioner for Patents** Washington, D.C. 20231

Dear Sir:

## RESPONSE TO RESTRICTION REOUIREMENT

In response to the restriction requirement set forth in the Office Action mailed April 23, 2002, Applicant elects Group I, claims 1-3 drawn to a method for controlling organisms, for further prosecution.

In response to the election of species requirement, Applicant elects for further prosecution the hydroxyappatite ceramic materials. It is believed that all of the elected claims of Group I (1-3) read on the elected species.

Respectfully submitted,

KIMIHIRO YAMASHITA

By:

Price, Heneveld, Cooper,

RECEIVED

JUN 0 7 2002

DeWitt & Litton

May 15, 2002

Date

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